



10 - 25-04

PATENT MAINTENANCE
DIVISION2124 \$
DRe

Express Mail Label No. _____

Dated: _____

Docket No.: 04303/100N134-US1
OCT 27 PM 4:43 (PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Joel D. Medlock

Application No.: 09/772,581

Art Unit: 2124

Filed: January 29, 2001

Examiner: D. H. Malzahn

For: APPARATUS AND METHOD FOR
MODIFYING AN M-SEQUENCE WITH
ARBITRARY PHASE SHIFT

RECEIVED
NOV 02 2004

OFFICE OF PETITIONS
WITHDRAWAL OF CLAIM FOR SMALL ENTITY STATUS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The applicant no longer qualifies for small entity status and withdrawal of small entity status in the above-identified application is respectfully requested.

On September 30, 2004, Applicant inadvertently paid the issue fee as a small entity (check no. 6284 in the amount of \$965.00 (\$300 for Publication Fee)) rather than as a large entity. Enclosed herewith is a check for \$705.00 for the deficiency owed.

11/01/2004 DALLEN 00000026 09772581

01 FC:1461

705.00 OP

PATENT TRAILEDERIAL
DIVISION

Application No.: 09/772,581

2

Docket No.: 04303/100N134-US1

The Commissioner is authorized to charge any deficiency or credit any excess in this fee
to Deposit Account No. 04-0100.

Dated: October 22, 2004

Respectfully submitted,

By Laura C. Brutman
Laura C. Brutman

Registration No.: 38,395
DARBY & DARBY P.C.
P.O. Box 5257
New York, New York 10150-5257
(212) 527-7700
(212) 753-6237 (Fax)
Attorneys/Agents For Applicant

100-04303-134
OCT 27 2004
RJD/AB
EIN 3

PATENT TRAILEDERIAL
DIVISION

OCT 22 2004

Under the Paperwork Reduction Act of 1995, no person are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$ 705.00)**Complete if Known**

Application Number	09/772,581-Conf. #2345
Filing Date	January 29, 2001
First Named Inventor	Joel D. Medlock
Examiner Name	D. H. Malzahn
Art Unit	2124
Attorney Docket No.	04303/100N134

RECEIVED

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order Other None

Deposit Account:

Deposit Account Number: 04-0100

Deposit Account Name: Darby & Darby P.C.

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
- Charge any additional fee(s) or any underpayment of fee(s)
- Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION (continued)

NOV 02 2004

3. ADDITIONAL FEES**OFFICE OF PETITIONS**

Large Entity	Small Entity	Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)
1051	130	2051	65 Surcharge - late filing fee or oath
1052	50	2052	25 Surcharge - late provisional filing fee or cover sheet.
1053	130	1053	130 Non-English specification
1812	2,520	1812	2,520 For filing a request for ex parte reexamination
1804	920*	1804	920* Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840* Requesting publication of SIR after Examiner action
1251	110	2251	55 Extension for reply within first month
1252	430	2252	215 Extension for reply within second month
1253	980	2253	490 Extension for reply within third month
1254	1,530	2254	765 Extension for reply within fourth month
1255	2,080	2255	1,040 Extension for reply within fifth month
1401	340	2401	170 Notice of Appeal
1402	340	2402	170 Filing a brief in support of an appeal
1403	300	2403	150 Request for oral hearing
1451	1,510	1451	1,510 Petition to institute a public use proceeding
1452	110	2452	55 Petition to revive - unavoidable
1453	1,370	2453	685 Petition to revive - unintentional
1501	1,370	2501	685 Utility issue fee (or reissue)
1502	490	2502	245 Design issue fee
1503	660	2503	330 Plant issue fee
1460	130	1460	130 Petitions to the Commissioner
1807	50	1807	50 Processing fee under 37 CFR 1.17(q)
1806	180	1806	180 Submission of Information Disclosure Stmt
8021	40	8021	40 Recording each patent assignment per property (times number of properties)
1809	790	2809	395 Filing a submission after final rejection (37 CFR 1.129(a))
1810	790	2810	395 For each additional invention to be examined (37 CFR 1.129(b))
1801	790	2801	395 Request for Continued Examination (RCE)
1802	900	1802	900 Request for expedited examination of a design application
Other fee (specify)			Issue Fee Difference from Small Entity to Large Entity
			705.00

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 705.00)

**or number previously paid, if greater; For Reissues, see above

SUBMITTED BY

(Complete if applicable)

Name (Print/Type) Laura C. Brutman

Registration No.
(Attorney/Agent)

38,395

Telephone (212) 527-7664

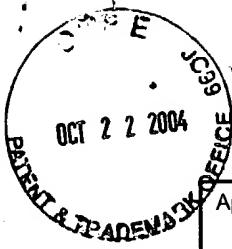
Signature

Laura C. Brutman

Date October 22, 2004

Express Mail Label No.

Dated:



PATENT MAINTENANCE
DIVISION

Application No. (if known): 09/772,581

Attorney Docket No.: 04303/100N134-US1

2024 OCT 27 PM 4:43

Certificate of Express Mailing Under 37 CFR 1.10

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail, Airbill No. [REDACTED] in an envelope addressed to:

EV367698848 - US
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on October 22, 2004
Date


Signature

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

Fee Transmittal (1 page)
Check No. 6519 in the amount of \$705.00
Withdrawal of Claim for Small Entity Status (2 pages)
Return Receipt Postcard.